

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, LOCAL 48,
AFL-CIO (OREGON-COLUMBIA
CHAPTER OF NATIONAL ELECTRICAL
CONTRACTORS ASSOCIATION)

and	Cases	36-CB-1798-1
		36-CB-1947
PAUL FOOTLICK		36-CB-1840-1
and		36-CB-1798-2
DENNIS S. COEY		
and		36-CB-1798-3
PATRICK MULCAHY		
and		36-CB-1798-4
RICHARD S. SMITH		
and		36-CB-1798-5
		36-CB-1859
BRAD TWIGGER		
and		36-CB-1798-6
TERRY TAYLOR		
and		36-CB-1853
WILLIAM PERRY		

ORDER¹

Charging Party Terry Taylor's Request for Review of the General Counsel's decision affirming the Regional Director's compliance determination is denied. The Charging Party seeks a review of the General Counsel's denial of the Charging Parties' appeals and a "fair division of the money" paid by the Respondent pursuant to a Settlement Agreement that the parties agreed upon following the Board's Decision and Order in this proceeding.²

We find that the Regional Director did not err in finding that the Respondent has complied with its obligations in this proceeding and that the proposed method of distribution of funds under the terms of the settlement is fair and equitable. Charging Party Taylor has failed to establish that the conclusions reached by the Regional Director in the Compliance Determination are incorrect. Thus, we conclude that there is no basis for reversing the Regional Director's compliance

¹ Effective midnight December 28, 2007, Members Liebman, Schaumber, Kirsanow, and Walsh delegated to Members Liebman, Schaumber, and Kirsanow, as a three-member group, all of the Board's powers in anticipation of the expiration of the terms of Members Kirsanow and Walsh on December 31, 2007. Pursuant to this delegation, Chairman Liebman and Member Schaumber constitute a quorum of the three-member group. As a quorum, they have the authority to issue decisions and orders in unfair labor practice and representation cases. See Sec. 3(b) of the Act.

² 342 NLRB 101 (2004), modified in part at 344 NLRB 829 (2005).

determination.³ Accordingly, the Charging Party's request for review is denied.

Dated, Washington, D.C., March 26, 2009.

WILMA B. LIEBMAN, CHAIRMAN

PETER C. SCHAUMBER, MEMBER

³ Chairman Liebman did not participate in the Board's original decision, and she dissented in part from the Order Granting in Part and Denying in Part the Respondent's Motion for Reconsideration. 344 NLRB 829, 830 fn. 5 (2005). For institutional reasons, she applies the Board's decision as the law of the case.